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Attorneys for Best Western International, Inc.

7 **IN THE UNITED STATES DISTRICT COURT**  
8 **FOR THE DISTRICT OF ARIZONA**

9 Best Western International, Inc., an  
10 Arizona non-profit corporation,

Plaintiff

vs.

11 Horizon Hospitality, L.L.C., an Alabama  
12 limited liability company; and Vijay Patel,  
13 an individual,

Defendants.

No. CV 08-1932-PHX-HRH

**APPLICATION FOR ENTRY OF  
DEFAULT**

14 Plaintiff, Best Western International, Inc., by and through undersigned counsel,  
15 hereby requests, pursuant to the provisions of Rule 55(a), F.R.Civ.Proc., that the Clerk of  
16 this Court enter the default of Defendants Horizon Hospitality, L.L.C., an Alabama  
17 limited liability company; and Vijay Patel, an individual, for the reason that said  
18 Defendants have failed to plead or otherwise defend this action as provided by the  
19 Federal Rules of Civil Procedure. This Application is supported by the Affidavit re  
20 Service of Summons previously filed herein.  
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2 Dated this 12th day of February, 2009.

3 THE HELMS LAW FIRM, P.L.C.

4  
5 By /s/ Michael G. Helms  
6 Michael G. Helms  
7 2600 North Central Avenue, Suite 940  
8 Phoenix, Arizona 85004  
9 Attorneys for Plaintiff

10 Copy of the foregoing mailed this 12<sup>th</sup>  
11 day of February, 2009, to:

12 Vijay Patel  
13 3788 University Drive NW  
14 Huntsville, Alabama 35816

15 Vijay Patel  
16 224 Brockton Drive  
17 Madison, Alabama 35756

18 Vijay Patel  
19 c/o Birmingham Airport Hotel  
20 3239 Point Mallard Parkway  
21 Priceville, Alabama 35601

22 Vijay Patel  
23 c/o Birmingham Airport Hotel  
24 5216 Messer Airport Highway  
25 Birmingham, Alabama 35212

26 Vijay Patel, registered agent  
Horizon Hospitality, LLC  
3788 University Drive NW  
Huntsville, Alabama 35816

1 Vijay Patel, registered agent  
2 Horizon Hospitality, LLC  
3 224 Brockton Drive  
4 Madison, Alabama 35756

5 Vijay Patel, registered agent  
6 Horizon Hospitality, LLC  
7 3239 Point Mallard Parkway  
8 Priceville, Alabama 35601

9 Vijay Patel, registered agent  
10 Horizon Hospitality, LLC  
11 5216 Messer Airport Highway  
12 Birmingham, Alabama 35212

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/s/ Michael G. Helms